

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RENEWED PETITION UNDER 37 C.F.R. §1.497(d)

APPLICANT(S):	Helmut Fleischer et al	EXAMINER: Daniel Stemmer
SERIAL NO.:	10/585,809	GROUP ART UNIT: 2612
FILED:	July 13, 2006	CONFIRMATION NO.: 4111
INVENTION:	METHOD, DEVICE, COMPUTER SYSTEM AND COMPUTER PROGRAM PRODUCT FOR CONTROLLING A MATERIAL FLOW	

MAIL STOP PCT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

S I R:

In response to the Decision on Petition under 37 C.F.R. §1.497(d) dated January 4, 2008 dismissing Applicants' original Petition, the following is submitted to satisfy 37 C.F.R. §1.497(d)(3) and its incorporated Section 3.73(b) – namely establishment by the assignee of its ownership of the patent.

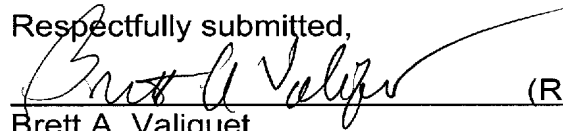
The undersigned Brett A. Valiquet is the attorney for Océ in this matter, pursuant to the Power of Attorney in the executed Declaration (see attached copy), and is therefore authorized to act on behalf of the assignee in this matter.

Brett A. Valiquet hereby states pursuant to 37 C.F.R. §3.73(b)(1) that Océ Printing Systems GmbH is the assignee and owner of the instant application. Pursuant to 37 C.F.R. §3.73(b)(1)(i), attached herewith is documentary evidence of the chain of title from the original owner (the five inventors) to the assignee – namely the assignment from those five inventors to the assignee Océ Printing Systems GmbH (see attached), together with the Notice of Recordation from the U.S. Patent Office of this Assignment (see attached), thus satisfying the requirement of 37 C.F.R. §3.73(b)(1)(i) that the document evidencing the chain of title was submitted for recordation.

Deposit Account Information

The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to account no. 501519.

Respectfully submitted,



(Reg. #27,841)

Brett A. Valiquet

Schiff Hardin LLP

Patent Department-6600 Sears Tower

Chicago, Illinois 60606

Telephone: 312-258-5786

Attorneys for Applicants

CUSTOMER NO. 26574

CHI\5412559.1

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S
DOCKET NUMBER
P06,0247

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural, names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD, DEVICE, COMPUTER SYSTEM AND COMPUTER PROGRAM PRODUCT
FOR CONTROLLING A MATERIAL FLOW**

the specification of which (check only one item below):

- ☐ is attached hereto.
- ☐ was filed as United States application
Serial No. _____
on _____
and was amended
on _____ (if applicable).
- ☒ was filed as PCT international application
Number PCT/EP2005/000745
On January 26, 2005
and was amended under PCT Article 19
on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

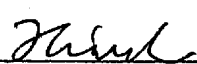
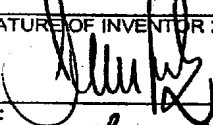

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:


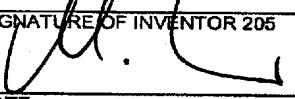
COUNTRY (If PCT indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
Germany	10 2004 003 859.7	January 26, 2004	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

Combined Declaration For Patent Application and Power of Attorney (Continued) (Includes Reference to PCT International Applications)				ATTORNEY'S DOCKET NO. P06,0247	
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:					
PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:					
U.S. APPLICATIONS			STATUS (Check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED	
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (If any)			
POWER OF ATTORNEY: As a named inventor, I hereby appoint all Attorneys identified by United States Patent & Trademark Office Customer Number 26574, who are all members of the Firm Schiff Hardin LLP.					
Send Correspondence to:			SCHIFF HARDIN LLP Patent Department 6600 Sears Tower, Chicago, Illinois 60606-6473		
			Direct Telephone Calls to: Brett A. Valiquet (312) 258-5786		
2 0 1	FULL NAME OF INVENTOR	FAMILY NAME FLEISCHER	FIRST GIVEN NAME Helmut	SECOND GIVEN NAME	
	RESIDENCE & CITIZENSHIP	CITY Geretsried	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS Prießnitzweg 7	CITY D-82538 Geretsried	STATE & ZIP CODE/COUNTRY Germany	
2 0 2	FULL NAME OF INVENTOR	FAMILY NAME CZEMPIK	FIRST GIVEN NAME Uve	SECOND GIVEN NAME	
	RESIDENCE & CITIZENSHIP	CITY Haag	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS Schulstraße 38	CITY D-83527 Haag	STATE & ZIP CODE/COUNTRY Germany	
2 0 3	FULL NAME OF INVENTOR	FAMILY NAME KEIL	FIRST GIVEN NAME Wolfram	SECOND GIVEN NAME	
	RESIDENCE & CITIZENSHIP	CITY Polng	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS Bgm.-Deffner-Str.32	CITY D-85586- Polng	STATE & ZIP CODE/COUNTRY Germany	

2 0 4	FULL NAME OF INVENTOR	FAMILY NAME RECKZEH	FIRST GIVEN NAME Christian	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY Kirchheim	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany
	POST OFFICE ADDRESS	POST OFFICE ADDRESS Reiherweg 10	CITY D-85551 Kirchheim	STATE & ZIP CODE/COUNTRY Germany
2 0 5	FULL NAME OF INVENTOR	FAMILY NAME WIMMER	FIRST GIVEN NAME Markus	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY München	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany
	POST OFFICE ADDRESS	POST OFFICE ADDRESS Killerstraße 6	CITY D-80999 München	STATE & ZIP CODE/COUNTRY Germany

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 	SIGNATURE OF INVENTOR 202 	SIGNATURE OF INVENTOR 203 
DATE: 23.01.2007	DATE: 18.01.2007	DATE: 22.01.2007

SIGNATURE OF INVENTOR 204 	SIGNATURE OF INVENTOR 205 
DATE: 18.01.2007	DATE: 19.01.2007

ASSIGNMENT

FOR a valuable consideration, the undersigned, residing at:

Helmut Fleischer
Prießnitzweg 7
D-82538 Geretsried
Germany

Uve Czempik
Schulstraße 38
D-83527 Haag
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Wolfram Keil
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Germany

Christian Reckzeh
Reiherweg 10
D-85551 Kirchheim
Germany

Markus Wimmer
Killerstraße 6
D-80999 München
Germany

hereby sell, assign, and transfer unto Océ Printing Systems GmbH, Siemensallee 2, 85586 Poing, Germany, a German corporation, the whole right, title and interest in and to a certain invention or improvement in

METHOD, DEVICE, COMPUTER SYSTEM AND COMPUTER PROGRAM PRODUCT FOR CONTROLLING A MATERIAL FLOW

disclosed in an application for Letters Patent of the United States, prepared by the firm of Schiff Hardin LLP, Patent Department of Chicago, Illinois, and executed of even date herewith, said application being identified in the office records of said firm as Case No. **P06,0247** and in our own records as Case No. **2004-0106 PUS** and in and to the United States Letters Patent therefor, when issued, together with all improvements thereon and betterments thereof, all divisions, continuations and reissues thereof and substitutions of or for said application, and all rights and privileges under the Letters Patent that may be granted therefor, including the right to claim the benefit of an earlier filing date for the same invention in a foreign country.


I hereby authorize and request the Commissioner of Patents to issue the Letters Patent that may be granted for said invention or improvements to said Océ Printing Systems GmbH Siemensallee 2, 85586 Poing, Germany.

For the same consideration, I hereby agree that I will promptly communicate to the aforesaid assignee or its assigns full and complete information concerning said improvements or betterments of the inventions disclosed in said application, and will cooperate at any time upon request of said assignee or its assigns, at its expense, in the procurement of patent protection to cover the inventions herein assigned and to be assigned, including the execution of new, divisional, continuing and reissue applications; will make all rightful oaths, will testify in any proceedings in the United States Patent Office or in the Courts, and generally will do everything lawfully possible to aid said assignee, its successors, assigns and nominees to obtain, enjoy and enforce proper patent protection for the inventions embraced within the terms of this document.


Date: 23.07.2007




Helmut Fleischer

Witnesses:


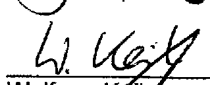
Date: 18.01.2007




Uve Czempik

Witnesses:


Date: 22.01.2007




Wolfram Keil

Witnesses:


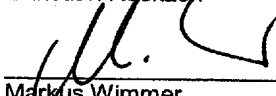
Date: 18.01.2007




Christian Reckzeh

Witnesses:


Date: 19.01.2007



Markus Wimmer

Witnesses:




UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APRIL 13, 2007

PTAS

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BRETT A. VALIQUET
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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 04/13/2007

REEL/FRAME: 019156/0789
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: P060247 (26970-0418)

ASSIGNOR:
FLEISCHER, HELMUT

DOC DATE: 01/23/2007

ASSIGNOR:
CZEMPIK, UVE

DOC DATE: 01/18/2007

ASSIGNOR:
KEIL, WOLFRAM

DOC DATE: 01/22/2007

ASSIGNOR:
RECKZEH, CHRISTIAN

DOC DATE: 01/18/2007

ASSIGNOR:
WIMMER, MARKUS

DOC DATE: 01/19/2007

019156/0789 PAGE 2

ASSIGNEE:

OCE PRINTING SYSTEMS GMBH
SIEMENSALLEE 2
POING, GERMANY 85586

SERIAL NUMBER: 10585809

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: METHOD, DEVICE, COMPUTER SYSTEM AND COMPUTER PROGRAM PRODUCT FOR
CONTROLLING A MATERIAL FLOW

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION